

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC. PELVIC REPAIR
SYSTEMS PRODUCTS LIABILITY
LITIGATION

Master File No. 2:12-MD-02327
MDL 2327

ETHICON ELECTION WAVE CASES
LISTED IN EXHIBIT A TO PLAINTIFFS'
NOTICE OF ADOPTION

JOSEPH R. GOODWIN
U.S. DISTRICT JUDGE

**NOTICE OF ADOPTION OF PRIOR WAVE 1 DAUBERT RESPONSE
REGARDING E. STANTON SHOEMAKER, M.D. FOR ELECTION WAVE**

Plaintiffs filed a Notice of Adoption [Dkt. 7320] in the Election Wave cases identified in Exhibit A to their Notice adopting their *Daubert* Motion to Preclude Testimony of Defense Expert E. Stanton Shoemaker, M.D. [Dkt. 2104] and Supporting Memorandum [Dkt. 2105] from Ethicon Wave 1. Defendants hereby adopt and incorporate by reference their Wave 1 *Daubert* response filed in relation to E. Stanton Shoemaker, M.D. [Dkt. 2239]. Defendants respectfully request that the Court deny Plaintiffs' motion for the reasons expressed in the Wave 1 response briefing.

Dated: December 28, 2018

Respectfully submitted,

/s/ Susan M. Robinson

Susan M. Robinson (W.Va. Bar #5169)
Thomas Combs & Spann PLLC
300 Summers Street
Suite 1380 (25301)
P.O. Box 3824
Charleston, WV 25338
(304) 414-1807
srobinson@tcspllc.com

/s/ William M. Gage

William M. Gage (MS Bar #8691)

Butler Snow LLP

1020 Highland Colony Parkway

Suite 1400 (39157)

P.O. Box 6010

Ridgeland, MS 39158-6010

(601) 985-4561

William.Gage@butlersnow.com

COUNSEL FOR DEFENDANTS

ETHICON, INC. AND JOHNSON & JOHNSON

CERTIFICATE OF SERVICE

I hereby certify that on December 28, 2018, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to CM/ECF participants registered to receive service in this MDL.

/s/ Susan M. Robinson

Susan M. Robinson (W.Va. Bar #5169)

Thomas Combs & Spann PLLC

300 Summers Street

Suite 1380 (25301)

P.O. Box 3824

Charleston, WV 25338

(304) 414-1807

srobinson@tcspllc.com